IN THE HIGH COURT OF UTTARANCHAL

AT NAINITAL

Criminal Misc. Application No.300 of 2004

Samshad Ali and others .. Applicants

Versus

State of Uttaranchal & others ..Opposite Parties

Hon'ble B.C. Kandpal, J

Heard Sri Vivek Shukla learned counsel for the applicants and learned A.G.A. Perused the record.

This is the petition under Section 482 Cr.P.C. filed by Sri Samshad Ali & others for quashing the order dated 01.05.2004 passed by Ist Additional Sessions Judge, Haridwar in S.T. No. 27 of 1996 State Vs. Samshad & others under Section 304-B of I.P.C. and 3/4 Dowry Prohibition Act.

Perusal of the impugned order dated 01.05.2004 passed by the court below shows that the court below has allowed the application moved by the prosecution under Section 344 Cr.P.C. for producing certain witnesses. The court below has also observed itself in the impugned order that the trial is very old as well as the witnesses be produced before the court promptly. The court below has passed a detailed order in view of the several judicial pronouncements given by the Hon'ble Apex Court.

I do not find any infirmity in the impugned order passed by the court below. There is no ground for interference in the impugned order by way of this petition filed under Section 482 Cr.P.C.

I do not find any abuse of process in this case. Accordingly, the petition under Section 482 Cr.P.C. is dismissed in limine.

(B. C. Kandpal, J.)

08.07.2004
ASWAL